IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORIGINAL SIDE

SUM. SUIT NO.11 OF 2003

Suresh Devji More .. Plaintiff
vs.
Vinod K. Gupta .. Defendant

Mr.Rajesh Revankar i/b.A.G.Revankar for the plaintiff.

CORAM : S.U. KAMDAR,J.

DATED : 24th October 2005

P.C.

The present suit is filed on dishonoured cheque of Rs.15,00,000/- (Rupees fifteen lacs) totalling Rs.16,44,000/- . The learned counsel appearing for the plaintiff restricts the suit claim for Rs.15,00,000/- with interest thereon. Based on a dishonoured cheque in so far as the claim of Rs.1,44,000/- with interest thereon is concerned, he seeks top withdraw the said claim with liberty to take out appropriate proceedings as may be available in law for the aforesaid amount.

Such liberty is granted.

2. In so far as the claim of Rs.15,00,000/- is concerned, the same is in respect of dishonoured cheque dated 5.2.2002. The learned counsel for the plaintiff has tendered affidavit of service dated 25.7.2005. The same is taken on record. He has also tendered compilation of documents dated 20.10.2005 which are also taken on record. Inspite of service, none appears for

the defendants. In view of the fact that the suit is based on a dishonoured cheque, I pass a decree in favour of the plaintiff and against the defendants in the sum of Rs.15,00,000/- (Rupees fifteen lacs) with interest at the rate of 18% p.a. from the date of the dishonoured cheque till payment and/or realisation. Suit is decreed accordingly. No order as to costs.

3. Refund of court fee as per rules.

. Certified copy expedited.

(S.U. KAMDAR,J.)